



Docket No.: 241772US6



COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/644,810

Applicants: Klaus MAIER, et al.

Filing Date: August 21, 2003

For: ARMREST

Group Art Unit: 3636

Examiner: BURNHAM, SARAH C.

SIR:

Attached hereto for filing are the following papers:

**PETITION FOR CONSIDERATION UNDER 37 CFR §1.181(a)(3), and copies of FILING RECEIPT of 11/05/03, IDS, Statement of Relevancy, PTO-1449**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

\_\_\_\_\_  
Gregory J. Maier  
Registration No. 25,599

\_\_\_\_\_  
Paul A. Sacher  
Registration No. 43,418

Customer Number

22850

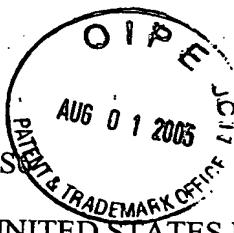
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Docket No. 241772US



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

Klaus MAIER , et al.

: GROUP: 3636

SERIAL NO.: 10/644,810

: DATE ALLOWED: 06/02/05

FILED: 08/21/03

: EXAMINER: BURNHAM, SARAH C.

FOR: ARMREST

:

PETITION FOR CONSIDERATION UNDER 37 CFR §1.181(a)(3) RE:

INFORMATION DISCLOSURE STATEMENT FILING(S)

COMMISSIONER FOR PATENTS  
Alexandria Virginia, 22313

SIR:

This is a Petition pursuant to 37 CFR §1.181(a)(3) requesting that the Examiner be instructed by the Commissioner or his representative to notify Applicants of proper consideration of the information disclosure statements (IDS) that was filed on November 5, 2003.

STATEMENT OF FACTS

On November 5, 2003, Applicants filed the above-noted IDS under 37 CFR §§1.97 and 1.98, which filing is clearly documented by the attached copy of the associated date-stamped Mail Room receipt and copies of the IDS papers including the Form PTO 1449 and cited references (4). The PTO has not responded to this IDS filing by supplying Applicants with a copy of the Form PTO 1449 filed on November 5, 2003, that has been properly initialed by the Examiner. Specifically,

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reference "AO" has not been initialed as having been considered. All of the other cited references were initialed as having been considered.

**POINT FOR REVIEW**

The point for review is why Applicants have not been provided a copy of the above-noted Form PTO 1449 filed on November 5, 2003, properly initialed by the Examiner in compliance with the rules.

**ACTION REQUESTED**

In light of the above, it is respectfully requested that the Examiner be directed to provide Applicants a copy of the above-noted Form PTO 1449 filed on November 5, 2003, properly initialed by the Examiner in compliance with the rules.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND  
MAIER & NEUSTADT, P.C.

Gregory J. Maier  
Registration No. 25,599  
Attorney of Record  
Paul A. Sacher  
Registration No. 43,418

Customer Number

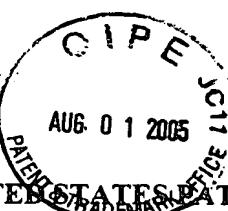
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Docket No. 241772US6/shb



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Klaus MAIER, et al.

SERIAL NO: 10/644,810

GAU: 3636

FILED: August 21, 2003

EXAMINER:

FOR: ARMREST

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

The applicant(s) wish to make of record the references cited in the attached European Search Report listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.

A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.

A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

Each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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Gregory J. Maier  
Registration No. 25,599

Customer Number

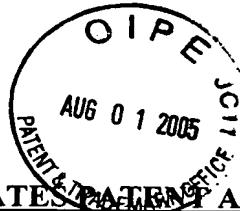
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Klaus MAIER, et al.

SERIAL NO: 10/644,810

GROUP: 3636

FILED: August 21, 2003

EXAMINER:

FOR: ARMREST

**STATEMENT OF RELEVANCY**

**Reference AO (EP 0 809 957) on 1449 is discussed in the specification.**

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COPY

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 241772US6		SERIAL NO. 10/644,810		
LIST OF REFERENCES CITED BY APPLICANT <i>1P JC11</i>				APPLICANT Klaus MAIER, et al.				
AUG 01 2005				FILING DATE August 21, 2003		GROUP 3636		
<b>U.S. PATENT DOCUMENTS</b>								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME		CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	6,076,892	06/20/2000	H. R. VAN HEKKEN, et al.				
	AB	6,076,891	06/20/2000	S. E. BERNHARDT				
	AC	5,752,683	05/19/98	D. NOVIS, et al.				
	AD							
	AE							
	AF							
	AG							
	AH							
	AI							
	AJ							
	AK							
	AL							
	AM							
	AN							
<b>FOREIGN PATENT DOCUMENTS</b>								
		DOCUMENT NUMBER	DATE	COUNTRY		TRANSLATION		
	AO	0 809 957	12/03/97	EUROPE		YES	NO	X
	AP							
	AQ							
	AR							
	AS							
	AT							
	AU							
	AV							
<b>OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)</b>								
	AW							
	AX							
	AY							
	AZ					<input type="checkbox"/> Additional References sheet(s) attached		
Examiner				Date Considered				
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								

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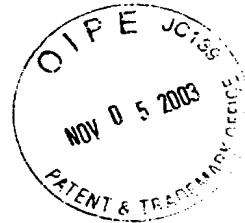
*E*  
Dept.: E/M  
By: GJM/cav

- OSMM&N File No. 241772US6
- Serial No. 10/644,810
- In the matter of the Application of: Klaus MAIER, et al.
- For: ARMREST

**Due Date: November 17, 2003**

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ■ Combined Declaration, Petition & Power of Attorney 3 Pages
- ■ Dep. Acct. Order Form
- ■ Information Disclosure Statement
- ■ PTO-1449
- ■ Cited References 4
- ■ EUROPEAN Search Report (with English translation of category of cited documents)
- ■ Statement of Relevancy
- ■ Cover Letter
- ■ Filing of Declaration
- ■ Notice to File Missing Parts



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OSMM&N File No. 241772US6

Dept.: E/M

Serial No. 10/644,810

By: GJM/PAS/scm

In the matter of the Application of: Klaus MAIER, et al.

For: ARMREST

**Due Date: N/A**

The following has been received in the U.S. Patent Office on the date stamped hereon:

- Dep. Acct. Order Form
- PETITION FOR CONSIDERATION UNDER 37 CFR §1.181(a)(3)
- Short PTO Cover Sheet
- Information Disclosure Statement (copy)
- Statement of Relevancy (copy)
- PTO Form 1449 (copy)
- Date-Stamped Filing Receipt of 11/05/03 (copy)



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